

FILED

11:43 am, 7/2/21

U.S. Magistrate Judge

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA

Plaintiff

vs

THEODORE EUGENE GARLAND

Defendant

☐ Violation Notice ☐ Information ☒ Complaint

Case Number 0:20-CR-00173-MLC-1

36 CFR § 1.5(f) (Unlawfully
violate a closure, designation use
and activity restriction and
condition, schedule of visiting
hours, and public use limit)

(1)

36 CFR§ 1.6(g)(2) (Unlawfully
violate a term or condition of a
permit issued pursuant to this
section)

(2-4)

36 CFR§ 7.130) (Unlawfully did
not confine foot travel in a
thermal area within the
Yellowstone Canyon between
the Upper Falls and Inspiration
Point to boardwalks or trails that
are maintained for such travel
and marked by official signs)

(5-9)

36 CFR § 1.5(f) and 18 U.S.C. §
2 (Unlawfully violate a closure,
designation use and activity
restriction and condition,
schedule of visiting hours, and
public use limit, and aiding and
abetting)

(10)

36 CFR§ 1.5(f) (Unlawfully
violate a closure, designation use
and activity restriction and
condition, schedule of visiting
hours, and public use limit)

(11-12)

36 CFR § 2.1(a)(I)(iv) (Did
unlawfully possess, destroy,
injure, deface, remove, dig and

Violation Charged

disturb from its natural state a mineral resource or cave formation and the parts thereof)
(13)
36 CFR § 2.34(a)(4) (Did unlawfully with intent to cause public alarm, nuisance, jeopardy and violence, and knowingly and recklessly creating a risk thereof, create and maintain a hazardous and physically offensive condition, namely: guided individuals to an area for the purpose of cliff jumping)
(14)
36 CFR § 1.6(g)(1) (Unlawfully engaged in an activity subject to a permit requirement imposed pursuant to this section without obtaining a permit)
(15)

Citation Number Counts 1-15

Date Violation Notice Issued 06/04/20, 06/11/20, 06/13/20, 06/15/20, 06/17/20, 06/22/20, 06/25/20, 07/05/20, 07/30/20

Place Yellowstone National Park

PETTY OFFENSES/MISDEMEANORS - PROCEEDINGS SHEET

Time 08:57-10:40

Interpreter

Date July 2, 2021

Interpreter Telephone

Before the Honorable Mark L. Carman

_____ Jessica Jarvis Clerk	_____ Probation	_____ Zoom Reporter
_____ Stephanie Hambrick Asst. U.S. Attorney	_____ JAG Officer	_____ Marshal

- ☐ Failed to appear Warrant issued on
- ☒ Appeared ☐ By telephone
- ☒ Voluntarily ☐ In Custody
- ☐ Defendant filed financial affidavit and is informed of consequences if any false information is given
- ☒ Attorney appearing Alex Freeburg
- ☐ FPD ☒ PANEL-CJA ☐ RETAINED
- ☐ Attorney waived

Petty Offenses/Misdemeanors Minute Sheet
0:20-CR-00173-MLC-1

☐ Court orders case continued to _____ at _____
reason:

☐ Bail is set at

☐ P/R-No Amount ☐ Unsecured ☐ Cash/Surety

☐ Conditions of release

COMPLETE THIS SECTIONS FOR ALL CLASS A MISDEMEANOR CASES:

- ☐ Defendant advised of the right to trial, judgment, and sentencing by a District Judge (Class A Misdemeanor).
☐ Defendant consents to proceed before the Magistrate Judge and expressly and specifically waives trial, judgment, and sentencing by a District Judge (Class A Misdemeanor).

This consent was made ☐ orally ☐ in writing

- ☐ Informed of charges and rights _____ Date _____
☐ Defendant arraigned _____ Date _____
☐ Court accepts plea _____ Defendant enters ☐ Guilty ☐ Not Guilty Plea
☐ Trial _____ Witnesses _____

☒ Disposition

- ☒ Not Guilty _____ Counts 2, 4, 6, 7, 8, 10, 11, 14
☒ Guilty _____ Counts 1, 3, 5, 9, 12, 13, 15
☐ Dismissed
☐ Collateral Forfeited
☐ *Nolo Contendere*

☐ PSI ordered

☒ Sentence _____ Date July 2, 2021

☐ Imposition of jail sentence suspended

☒ Committed to custody for a period of 7 days, to complete by 11/01/2021

☒ Probation for a period of five years

☐ With Supervision ☒ Without Supervision

☒ Special Conditions of Probation

Obey all laws, ban from Yellowstone National Park until 12/31/2021, write an introduction/forward to the guide book that communicates a respect of the park-submit to Court by 07/16/2021-once approved by Judge Carman- it needs to be inserted in all copies of book, review book to ensure any other areas of book where it could be read to encourage illegal activity have been taken out, provide corrections by 07/16/2021 to Court and AUSA Office, shall not promote violation of rules of YNP in any way, pay in full all financial obligations by 11/01/2021

☒ Fine _____ see "other" _____ Payable to CVB by 11/01/2021

☐ Restitution _____ To _____

☒ Community Service 500.00 _____ To _____ Yellowstone Forever Geological Protection Fund

☐ Special Assessment 10, 10, 10, 10, 10, 10

Petty Offenses/Misdemeanors Minute Sheet
0:20-CR-00173-MLC-1

- ☒ Processing fee: \$ 30.00
- ☐ Defendant advised of right to appeal
- ☒ Other
 - Count 1-100
 - Count 3-50
 - Count 5-100
 - Count 9-100
 - Count 12-100
 - Count 13-no fine
 - Count 15-50
 - Totaling 1100.00